



ATTORNEY DOCKET NO. CABE.001.01US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Johannes J. Geuze *et al.*) Examiner: Vandervegt, Francois P.
Serial No.: 09/011,167) Art Unit: 1644
Filed: October 5, 1998)
Title: CELL DERIVED ANTIGEN PRESENTING) **STATUS REQUEST**
VESICLES)

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant respectfully requests to be advised as to the current status of this application. A Request for Withdrawal of Premature Final Rejection was mailed on September 18, 2003 because the Examiner had issued a first Office Action Final which was premature because it did not take into consideration the Preliminary Amendment filed on July 10, 2003.

Applicants have repeatedly requested an update on the status of this application. In a telephone conversation on November 13, 2003, Applicant's attorney was advised by Examiner Francois P. Vandervegt that he would contact his supervisor and respond to the Request. In a

CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop AF; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450

01/11/04
(Date of Deposit)

WCS
(Signature)

Mariah Salisbury
(Printed Name)

PATENT

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second telephone conversation on December 8, 2003, Applicant's attorney was advised by the Examiner that a non-final Office Action would be issued by the end of the following week. In a third telephone conversation on January 9, 2004, Applicant's attorney was again advised by the Examiner that an Office Action would be issued soon. Copies of the telephone reports corresponding to the conversations with the Examiner are enclosed.

Applicants have not to date received a new Office Action and although Applicants have been assured that they do not need to file a response to the Final Rejection of August 13, 2003, because a new non-final office action will be issued, the six month deadline for responding to the Final Office Action is February 13, 2004 at which time the case will go abandoned. Accordingly, Applicants request that the Examiner urgently take action on the Request for Withdrawal of the Premature Final Rejection and issue a new non-final Office Action..

Respectfully submitted,

Dated:

January 19, 2004



Barbara Rae-Venter, Ph.D.

Reg. No. 32,750

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BRV/mnb

Regarding Request to Withdraw Finality:

Preliminary Amendment not put in file until after Final Rejection was mailed. Request to Withdraw Finality was not added to Examiner's docket. Examiner indicated he would speak to his supervisor and respond to our request.

Image AF 1644



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) TRANSMITTAL

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Sir:

Enclosed please find the following:

- ☒ Status Request.
- ☒ Telephone Reports (3)
- ☒ Return Receipt Postcard

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(Signature)

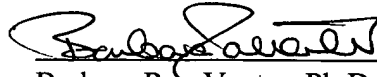
Mariah Salisbury
(Printed Name)

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